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Most Recent Summaries

Anversa v. Partners Healthcare System

August 30, 2016

Health Law, Administrative Law

(United States First Circuit) - In a case concerning the high-stakes world of academic medical research, arising out of allegations that the plaintiffs (prominent medical researchers) used manipulated research data in articles reporting on studies supported by government funds, the District Court's dismissal of the action is: 1) affirmed where plaintiff's failed to exhaust their administrative remedies; but 2) on remand, the district court is directed to convert its order of dismissal to an order staying the case pending the timely resolution of administrative proceedings.

US v. Marquez-Perez

August 30, 2016

Criminal Law & Procedure, Sentencing

(United States First Circuit) - Sentence and conviction of possessing drugs with intent to distribute, 21 U.S.C. section 841(a)(1), and possessing a firearm in furtherance of a drug trafficking crime, 18 U.S.C. section 924(c), are: 1) affirmed as to conviction where the judge's conduct of the trial did not prejudice defendant, and the judge did not deny him adequate preparation time; but 2) remanded for further proceedings where there is sufficient signs of ineffectiveness of counsel.